

## AN ACT

relating to importation and shipment of alcoholic beverages for personal consumption.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Sections 107.07(a) and (e), Alcoholic Beverage Code, are amended to read as follows:

(a) A person [~~Texas resident~~] may import not more than 24 12-ounce bottles or an equivalent quantity of malt beverages, 3 gallons of wine, and 1 gallon of distilled spirits [~~one quart of liquor~~] for the person's [~~his~~] own personal use without being required to hold a permit. [~~A Texas resident may import for his own personal use not more than three gallons of wine without being required to hold a permit. A nonresident of Texas may import not more than a gallon of liquor for his own personal use without being required to hold a permit.~~] A person importing alcoholic beverages [~~liquor~~] into the state under this subsection must pay the state tax on alcoholic beverages [~~liquor~~] and an administrative fee of \$3 [~~50 cents~~] and must affix the required tax stamps. No minor and no intoxicated person may import any alcoholic beverages [~~liquor~~] into the state. A person importing alcoholic beverages [~~wine or liquor~~] under this subsection must personally accompany the alcoholic beverages [~~wine or liquor~~] as the alcoholic beverages enter [~~it enters~~] the state. A person may not use [~~avail himself of~~] the exemptions set forth in this subsection more than once every thirty

1 days.

2 (e) The administrative fees collected under this section  
3 shall be used by the commission for the administrative costs of  
4 enforcing the requirements of Subsection [~~Subsections~~] (a) [~~and (b)~~  
5 ~~of this section~~].

6 SECTION 2. Section 107.11, Alcoholic Beverage Code, is  
7 amended to read as follows:

8 Sec. 107.11. IMPORTATION OF PERSONAL [~~WINE~~] COLLECTION.

9 (a) A person who is relocating a household may import, or contract  
10 with a motor carrier or another person to import, a personal malt  
11 beverage, wine, or distilled spirit collection as a part of that  
12 person's household goods.

13 (b) Section 107.07 [~~of this code~~] does not apply to a person  
14 who is importing a personal malt beverage, wine, or distilled  
15 spirit collection under Subsection (a) [~~of this section~~].

16 SECTION 3. Sections 107.07(b) and (c) and 107.12, Alcoholic  
17 Beverage Code, are repealed.

18 SECTION 4. This Act takes effect September 1, 2011.

H.B. No. 1936

David Dewhurst

President of the Senate

Joe Straus

Speaker of the House

I certify that H.B. No. 1936 was passed by the House on April 26, 2011, by the following vote: Yeas 146, Nays 2, 2 present, not voting.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 1936 was passed by the Senate on May 13, 2011, by the following vote: Yeas 26, Nays 5.

Ratsy Spaw

Secretary of the Senate

APPROVED: 28 MAY '11

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE

7:00 PM O'CLOCK

MAY 28 2011

Boyd McWhorter

Secretary of State